

INSPECTION REPORT

Partial ☐ Complete ☒ Exploration ☐
 Inspection Date: 02/12/2003 / Time: 11:30-12:30
 Date of Last Inspection: 12/03/2002

Mine Name: Banning Loadout County: Carbon Permit Number: C/007/034
 Permittee and/or Operator's Name: Canyon Fuel Company, LLC.
 Business Address: P.O. Box 1029, Wellington, Utah 84542
 Company Official(s): Vicky Miller, Engineering Technician
 State Official(s): Dana Dean Federal Official(s): None
 Weather Conditions: Clear, 40 degrees F., no wind
 Type of Mining Activity: Underground ☐ Surface ☐ Prep Plant ☒ Other ☐
 Existing Acreage: Permitted 36 Disturbed 21.6 Regraded ☐ Seeded ☐
 Status: Temporary Cessation

REVIEW OF PERMIT, PERFORMANCE STANDARDS & PERMIT CONDITION REQUIREMENTS

1. Substantiate the elements on this inspection by checking the appropriate performance standard.
 - a. For complete inspections provide narrative justification for any elements not fully inspected unless element is not appropriate to the site, in which case check N/A.
 - b. For partial inspections check only the elements evaluated.
2. Document any noncompliance situation by referencing the NOV issued at the appropriate performance standard listed below.
3. Reference any narratives written in conjunction with this inspection at the appropriate performance standard listed below.
4. Provide a brief status report for all pending enforcement actions, permit conditions, Division Orders, and amendments.

	EVALUATED	N/A	COMMENTS	NOV/ENF
1. PERMITS, CHANGE, TRANSFER, RENEWAL, SALE	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. SIGNS AND MARKERS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. TOPSOIL	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. HYDROLOGIC BALANCE:				
a. DIVERSIONS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. SEDIMENT PONDS AND IMPOUNDMENTS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. OTHER SEDIMENT CONTROL MEASURES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
d. WATER MONITORING	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. EFFLUENT LIMITATIONS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5. EXPLOSIVES	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6. DISPOSAL OF EXCESS SPOIL/FILLS/BENCHES	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
7. COAL MINE WASTE/REFUSE PILES/IMPOUNDMENTS	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
8. NONCOAL WASTE	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. PROTECTION OF FISH, WILDLIFE AND RELATED ENVIRONMENTAL ISSUES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
10. SLIDES AND OTHER DAMAGE	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
11. CONTEMPORANEOUS RECLAMATION	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
12. BACKFILLING AND GRADING	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
13. REVEGETATION	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
14. SUBSIDENCE CONTROL	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
15. CESSATION OF OPERATIONS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
16. ROADS:				
a. CONSTRUCTION/MAINTENANCE/SURFACING	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. DRAINAGE CONTROLS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
17. OTHER TRANSPORTATION FACILITIES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
18. SUPPORT FACILITIES/UTILITY INSTALLATIONS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
19. AVS CHECK (4 th Quarter- April, May, June)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
20. AIR QUALITY PERMIT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
21. BONDING & INSURANCE	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

INSPECTION REPORT
(Continuation Sheet)

PERMIT NUMBER: C/007/034

DATE OF INSPECTION: 02/12/2002

(COMMENTS ARE NUMBERED TO CORRESPOND WITH TOPICS LISTED ABOVE)

Note: The Banning site remains in temporary cessation; there is no activity at the site.

1. PERMITS, CHANGE, TRANSFER, RENEWAL, SALE

The current UPDES permit for the Banning Siding expires April 30, 2003. An application for renewal was submitted to DWQ in November of 2002. The outfalls at Banning fall under a general permit and the general permit is in the process of being rewritten by DWQ. Once it is complete, a 30-day comment period is required before final approval can be made.

The current DOGM permit was issued October 24, 1998 and is valid through October 23, 2003.

2. SIGNS AND MARKERS

Identification signs meet the requirements of the R645 Coal Rules. The perimeter markers were spot-checked and are properly located.

3. TOPSOIL

The Banning Siding site was completed and brought into full operation in 1978. As most of the earthwork was completed prior to the passage of SMCRA in August of 1977, there was no topsoil salvaged for reclamation purposes.

Amendment AM01D allowed for the storage of Sediment Pond material from the Dugout Mine to be placed at the site. The material will be used as alternative topsoil during reclamation.

4A. HYDROLOGIC BALANCE: DIVERSIONS

The diversion around the fence line was checked and was found to be adequate to comply with the Hydrology Coal Section of the R645.

4B. HYDROLOGIC BALANCE: SEDIMENT PONDS AND IMPOUNDMENTS

Mr. David Spillman, P.E conducted the 4th quarter impoundment inspection for the site's sediment pond on November 15, 2002. There were no signs of instability or other hazards being reported and Mr. Spillman certified the inspection. The pond was dry.

4D. HYDROLOGIC BALANCE: WATER MONITORING

The Truck Dump Sump is required to be sampled annually in late fall. The sample was collected in October and will be submitted electronically with the 4th quarter water monitoring data.

4E. HYDROLOGIC BALANCE: EFFLUENT LIMITATIONS

Discharge monitoring reports for the 4th quarter were reviewed. There were no outfalls from the sediment pond during this period. All reports were submitted in a timely fashion to DWQ and will be submitted to the Division electronically with the 4th quarter monitoring data.

Third quarter DMR information was submitted electronically as required.

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8. NONCOAL WASTE

The area was clear of non-coal waste material.

13. REVEGETATION

Sediment from the Dugout sedimentation pond has been roughened and seeded. No cover is present on the seed. Seeding of the Sediment Pond Material was conducted in late fall 2001. In the absence of cover and apparent precipitation, minimal seeds appear to still be present on the stockpiles.

15. CESSATION OF OPERATIONS

The Banning Loadout entered temporary cessation of operations on May 5, 2000, and ended coal sampling on December 8, 2000. No change in status has occurred.

19. AVS CHECK

An Applicant Violator System (AVS) check was conducted as part of the 2nd quarter inspection for 2002. No violations were noted on the system.

20. AIR QUALITY PERMIT

The Air Quality permit was issued July 16, 1980. No modifications to the permit have been observed.

21. BONDING AND INSURANCE

The general liability insurance for this CFC site was renewed on July 31, 2002, and extends through July 31, 2003. No changes to the bond or insurance were observed during the February 12, 2003 inspection. The current bond amount is \$350,000. The Surety is St. Paul Fire and Marine Insurance Company.

Inspector's Signature: _____
Dana Dean #50

Date: February 14, 2003

Note: This inspection report does not constitute an affidavit of compliance with the regulatory program of the Division of Oil, Gas & Mining.

cc: James Fulton, OSM
Dave Spillman, Canyon Fuel
Price Field office
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